

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2007-230

October 15, 2007

SUBJECT: Delegation of Authority to the Deputy Mayor for Planning and Economic Development and the Director of the Office of Property Management to Provide Relocation Assistance to Persons and Businesses Displaced by the District of Columbia's Acquisition of Real Property through Condemnation by Eminent Domain or Threat Thereof

ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(6) and (11) of the District of Columbia Home Rule Act, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22 (6) and (11) (2006 Repl.), and section 1 of An Act To authorize the Commissioners of the District of Columbia to pay relocation costs made necessary by actions of the District of Columbia government, and for other purposes, approved October 6, 1964 (78 Stat. 1004, D.C. Official Code § 6-331.01) ("Relocation Act"), and section 209 of An Act To provide for uniform and equitable treatment of persons displaced from their homes, businesses, or farms by Federal and federally assisted programs and to establish uniform and equitable land acquisition policies for Federal and federally assisted programs, approved January 2, 1971 (84 Stat. 1899; D.C. Official Code 6-333.01) ("Displacement Act"), it is hereby **ORDERED** that:

1. The Deputy Mayor for Planning and Economic Development ("Deputy Mayor") and the Director of the Office of Property Management ("Director") are delegated the Mayor's authority under the Relocation Act and the Displacement Act to provide relocation assistance, in the manner prescribed in Chapter 22 of Title 10 of the District of Columbia Municipal Regulations, to persons and businesses displaced as a result of the acquisition of real property by the District of Columbia through condemnation by eminent domain or threat thereof.
2. The Deputy Mayor and Director may exercise this authority jointly or independently.
3. The Deputy Mayor or Director may further delegate this authority to subordinates under his or her jurisdiction.
4. This Order supersedes previous Mayor's Orders to the extent of any inconsistency.

eminent domain or the threat thereof.² The Order would authorize the Deputy Mayor and the Director to exercise the delegated authority jointly or independently.³

The attached revised copy of the Order incorporates changes recommended by Mr. Grimaldi and approved by you. As revised, I find the Order to be legally sufficient, subject to the technical review of the Office of Documents and Administrative Issuances ("ODAI").⁴

Should you have questions concerning this memorandum, please contact either Mr. Grimaldi at 724-5198, or me at 724-5524.

WCW/jjg

Attachment

² In a September 21, 2007 e-mail, you advised Assistant Attorney General John J. Grimaldi, II, Legal Counsel Division, that the intent is to limit the Order to cases involving condemnation by eminent domain or the threat thereof, even though the Relocation Act authorizes the Mayor to provide relocation assistance to persons and entities displaced by, for example, "enforcement of the laws and regulations relating to housing".

³ The Order would also supersede Mayor's Order 2004-196, dated December 2, 2004, which delegated the Mayor's relocation assistance authority only to the Director and only for Office of Property Management projects.

⁴ Mr. Grimaldi sent the Order to ODAI for technical review on September 20, 2007, but had not received a response by the time of this writing.